



1 IT IS HEREBY STIPULATED by and between the parties through their respective  
2 counsel of record herein that this action be dismissed with prejudice pursuant to Rule  
3 41(a)(1) of the Federal Rules of Civil Procedure.

4 The Clerk shall close this file.

5 DATED: June 10, 2011

BRODSKY MICKLOW BULL & WEISS LLP

6 By: /s/ Kurt Micklow  
7 Kurt Micklow

8 Attorneys for Plaintiff  
9 CRAIG HEIHN

10 DATED: June 13, 2011

COX, WOOTTON, GRIFFIN, HANSEN & POULOS,  
11 LLP

12 By: /s/ Max L. Kelley  
13 Max L. Kelley

14 Attorneys for Defendants  
15 BRUSCO TUG & BARGE, INC., and BRUSCO  
16 MARITIME COMPANY  
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